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Date of Deposit: August 22, 2002

8/26/02

PATENT APPLICATION

Attorney Docket No. 15966-556CIP1

(CURA-56CIP1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Shimkets, et al

SERIAL NUMBER : 10/074,566

EXAMINER : Not Yet Assigned

FILING DATE : February 13, 2002

ART UNIT : 1647

FOR : POLYPEPTIDES AND POLYNUCLEOTIDES ENCODING SAME

BOX SEQUENCE

U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

TRANSMITTAL LETTER

Transmitted herewith in response to the April 22, 2002, Notice to File Missing Parts in the present application are the following documents:

1. Copy of Notice to File Missing Parts of Application form (2 pgs.);
2. Response to Notice to File Missing Parts (1 pg.);
3. Combined declaration and power of attorney, executed by inventors (1 declaration, 5 total pgs.);
4. Check #13804 for \$130.00;
5. Petition for two-month Extension of Time (1 pg.);
6. Check #13805 in the amount of \$400.00;
7. Sequence Listing (99 pgs.)
 - a. Statement in Support of CRF (1 pg.);
 - b. Electronic Copy of Sequence Listing (1 disk);
8. Replacement Specification (278 pgs.);
9. Marked-up Version of Replacement Specification (255 pgs.);
10. Preliminary Amendment (2 pgs.); and
11. Return Postcard.

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100-741566-0132P02

Applicants believe the Response to Notice to File Missing Parts is due on or before August 22, 2002, with the three-month extension. The enclosed checks are to cover the \$130.00 surcharge for filing Missing Parts and \$400.00 fee for the two-month extension of time. Although Applicants believe that no additional fees are due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 15966-556CIP1 (CURA-56CIP1). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Date: August 22, 2002

Ivor R. Elrifi

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TRA 1704094v1



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PATENT TRADEMARK OFFICE

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Date of Deposit: August 22, 2002

ATTORNEY DOCKET NO.: 15966-556CIP1 (CURA-56CIP1)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Shimkets, et al

SERIAL NUMBER: 10/074,566

EXAMINER: Not Yet Assigned

FILING DATE: February 13, 2002

ART UNIT: 1647

TITLE: POLYPEPTIDES AND POLYNUCLEOTIDES ENCODING SAME

August 22, 2002
Boston, Massachusetts

Box Sequence

U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts of Nonprovisional Application mailed April 22, 2002, Applicants submit herein an executed Combined Declaration and Power of Attorney form, payment of the surcharge of \$130.00 (#13804) as set forth in 37 C.F.R. §1.16(e), a copy of the Notice to File Missing Parts of Nonprovisional Application, Petition for Two-Month Extension of Time, a check in the amount of \$400.00 (#13805) to cover the Petition fee, Statement in Support of CRF and Electronic and paper copy of sequence listing. This response is due on or before August 22, 2002, with the extension.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 15966-556CIP1 (CURA-56CIP1)

Respectfully submitted,

Dated: August 22, 2002

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/074,566	02/13/2002	Richard A Shumets	15966-556 CIP 1(CURA-56 C

MINTZ, LEVIN, COHN, FERRIS,
 GLOVSKY and POPEO, P.C.
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CONFIRMATION NO. 6284
FORMALITIES LETTER



OC000000007920812

Date Mailed: 04/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/27/2002 DTESSM1 00000030 10074566

FILED UNDER 37 CFR 1.53(b)

01 FC:105

130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- The Claim(s) commencing on a separate sheet (37 CFR 1.75(h)).
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE